

ORDINANCE NUMBER 14-27

AN ORDINANCE OF THE CITY OF WESTFIELD TO VACATE A PUBLIC WAY AND EASEMENT ALONG WEST 151ST STREET

WHEREAS, the City of Westfield, Indiana (“City”) is a duly formed municipal corporation within the State of Indiana, governed by its duly elected Mayor and Common Council (“Council”);

WHEREAS, it is the duty and the responsibility of the Council to maintain public rights-of-way and easements for the benefit of the citizens of the City and to vacate those no longer needed for the benefit of the public; and

WHEREAS, it has come to the attention of the Council that the items herein described are no longer necessary as a benefit to the general public and should be vacated.

NOW THEREFORE BE IT ORDAINED BY THE WESTFIELD CITY COMMON COUNCIL MEETING IN SESSION AS FOLLOWS:

SECTION 1. That pursuant to Ind. Code§36-9-2-5, the City has the authority to vacate public rights-of-way and now finds that the public right-of-way identified in Exhibit “A”, attached hereto and incorporated by reference herein is no longer needed for the benefit of the public.

SECTION 2. That pursuant to Ind. Code§36-7-3-16, the City has the authority to vacate recorded easements and now finds that the recorded easements identified in Exhibit “A” are no longer needed for the benefit of the public.

SECTION 3. That after a duly advertised and published public hearing, the Council finds that it is proper to vacate the public right-of-way and the easements described and graphically identified in Exhibit “A”.

SECTION 4. This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods and the approval of a secondary plat for Section 1 of Harmony as shown in Exhibit “A”, all as provided by the laws of the State of Indiana.

ALL OF WHICH IS HEREBY ADOPTED BY THE CITY COUNCIL OF WESTFIELD,
HAMILTON COUNTY, INDIANA THIS _____ DAY OF _____, 2014.

**WESTFIELD CITY COUNCIL
HAMILTON COUNTY, INDIANA**

Voting For

Voting Against

Abstain

James Ake

James Ake

James Ake

Steve Hoover

Steve Hoover

Steve Hoover

Robert Horkay

Robert Horkay

Robert Horkay

Chuck Lehman

Chuck Lehman

Chuck Lehman

Bob Smith

Bob Smith

Bob Smith

Cindy Spoljaric

Cindy Spoljaric

Cindy Spoljaric

Robert Stokes

Robert Stokes

Robert Stokes

ATTEST:

Cindy J. Gossard, Clerk-Treasurer

I affirm under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law. Bryan Stumpf

Prepared by: Bryan D. Stumpf, Vice-President, Estridge Development Management, 12965 Old Meridian Street, Carmel, IN 46032, (317) 669-62009.

I hereby certify ORDINANCE 14-27 was delivered to the Mayor of Westfield on the _____ day of _____, 2014, at _____ .m.

Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 14-27
this _____ day of _____, 2014.

I hereby VETO ORDINANCE 14-27
this _____ day of _____, 2014.

J. Andrew Cook, Mayor

J. Andrew Cook, Mayor

EXHIBIT A

Legal Description

Part of the Northeast and Southeast Quarters of Section 16, Township 18 North, Range 3 East, Washington Township, Hamilton County, Indiana, more particularly described as follows:

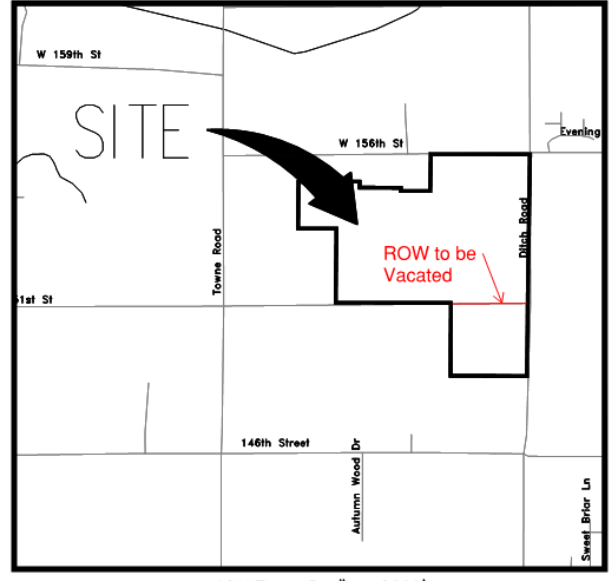
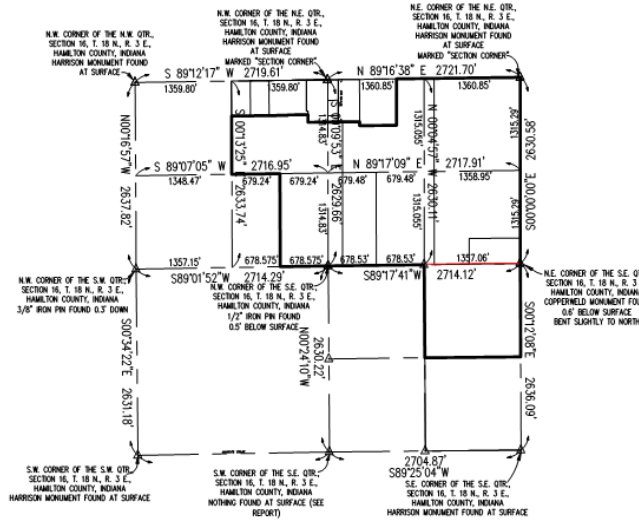
Commencing at the Northeast Corner of the Southeast Quarter of said Section 16, Township 18 North, Range 3 East; thence South 89 degrees 17 minutes 41 seconds West (Basis of Bearings assumed from an ALTA/ACSM Land Title Survey by The Schneider Corporation, Project No. 4934.002, dated September 20, 2013) 16.50 feet along the North Line of said Southeast Quarter to the apparent western right-of-way line of Ditch Road and the POINT OF BEGINNING of this description; thence South 00 degrees 12 minutes 08 seconds East 16.50 feet parallel with the East Line of said Southeast Quarter to the apparent southern right-of-way line of West 151st Street; thence South 89 degrees 17 minutes 41 seconds West 1340.53 feet parallel with the North Line of said Southeast Quarter and along said southern right-of-way line; thence North 00 degrees 11 minutes 33 seconds West 33.00 feet into the Northeast Quarter of said Section 16 to the apparent northern right-of-way line of West 151st Street; thence North 89 degrees 17 minutes 41 seconds East 1340.58 feet parallel with the South Line of said Northeast Quarter and along said northern right-of-way line to said western right-of-way line of Ditch Road; thence South 00 degrees 00 minutes 00 seconds East 16.50 feet to the POINT OF BEGINNING, containing 44,237.9 square feet (1.016 acres), more or less.

SECTION 16, T. 18 N., R. 3 E. HAMILTON COUNTY, INDIANA

ES

Title

ment,



VICINITY MAP 1" = 2000'
SECTION DETAIL MAP
1" = 1600'

